

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

MIDDLE

District of

TENNESSEE

MIKE KINKADE, on behalf of himself and all
other similarly situated

SUMMONS IN A CIVIL ACTION

V.

NVIDIA CORPORATION, ATI TECHNOLOGIES,
INC., and ADVANCED MICRO DEVICES, INC.

CASE NUMBER: 3:07-0548

TO: (Name and address of Defendant)

David M. Shannon
Nvidia Corporation
Attn: Legal
2701 San Tomas Expressway
Santa Clara, CA 95050

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

J. Gerard Stranch, IV
Branstetter, Stranch & Jennings, PLLC
227 Second Avenue North
Fourth Floor
Nashville, TN 37201
(615) 254-8801

an answer to the complaint which is served on you with this summons, within thirty (30) 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

KEITH THROCKMORTON

MAY 25 2007

CLERK


DATE

(By) DEPUTY CLERK

Angie Brewer

RETURN COPY

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	
NAME OF SERVER (<i>PRINT</i>)	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"> <input type="checkbox"/> Served personally upon the defendant. Place where served: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Returned unexecuted: </div> <div> <input checked="" type="checkbox"/> Other (specify): Served via U.S. Mail, Certified, Return Receipt. Signature card is attached hereto. </div>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between; align-items: flex-start; margin-top: 20px;"> <div style="width: 30%;"> <p>Executed on <u>May 29, 2007</u></p> <p style="text-align: center; font-size: small;">Date</p> </div> <div style="width: 60%;"> <p><u>Robin Jordan</u></p> <p style="text-align: center; font-size: small;">Signature of Server</p> <div style="text-align: center; margin-top: 10px;">  </div> <p>Branstetter, Stranch & Jennings, PLLC</p> <p><u>227 Second Avenue North, Fourth Floor,</u> Nashville, TN</p> <p style="text-align: center; font-size: small;">Address of Server</p> <p style="text-align: right;">37201</p> </div> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p>David M. Shannon Nvidia Corporation Attn: Legal 3701 San Thomas Expressway Santa Clara, CA 95050</p>		<p>B. Received by (Printed Name) C. Date of Delivery Denny Sokora 5/29/07</p>	
		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
		<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>2. Article Number (Transfer from service label)</p>		<p>7006 0100 0005 5069 7783</p>	
<p>PS Form 3811, February 2004</p>		<p>Domestic Return Receipt 102595-02-M-1540</p>	

UNITED STATES POSTAL SERVICE



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• Sender: Please print your name, address, and ZIP+4 in this box •

J. Gerard Stranch, IV
Branstetter, Stranch & Jennings
227 Second Avenue North
Fourth Floor
Nashville, TN 37201

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